

WELCOME TO THE MARLBOROUGH ALCOHOL LICENSING NEWSLETTER

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- Christmas Trading
- Duty Manager Requirements
- On-licensed Premises Toolkit
- Forms of Age ID
- Promotions

CHRISTMAS PERIOD TRADING

The Sale and Supply of Alcohol Act 2012 places restrictions on who can sell alcohol on Christmas Day. All On Licensed premises can only sell or supply alcohol on Christmas Day to:

- persons residing or lodging on the premises; or
- people who are present on the premises to dine.

Case law gives clarification around dining and the timeframes for this.

“A person is only on the premises to dine no more than an hour before he or she starts eating or up to an hour after they finish”

And

“A person is on the premises for the purpose of dining if they are there to have a substantial meal at an orthodox time of the day for a meal”

Simply put; people need to be eating (or ordered, or just finished) a reasonable sized meal (not just a snack like hot chips) at a time of day when you would normally eat, to be able to consume alcohol.

Produced by the Marlborough District Council in conjunction with the Marlborough Policing Team and the Nelson Marlborough District Health Board's Public Health Service

DUTY MANAGER

Just a reminder that all On Licensed premises must have a manager on duty at all times alcohol is being sold or consumed. Things to remember are:

- The Manager's full name must be on display.
- The Manager must be actively managing the premises, not just in the vicinity.
- If you need to appoint a temporary or acting manager for more than 48 hours, then there is a form to be completed and returned to Council.

This form can be found on the Marlborough District Council website under: <https://www.marlborough.govt.nz/services/alcohol-licences/alcohol-licensing-forms> . It's called the Notice of Appointment of Manager form.

Council's Licensing Team

Licensing Inspectors:

Karen Winter
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Administration Officer:

Lynette Newport

Contact us on:

03 520 7400 or
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ON LICENCE TOOLKIT

Health Promotion Agency (HPA) have produced a free resource to help On Licensed premises show compliance with the Sale and Supply of Alcohol Act 2012.

It covers venue compliance and patron safety as well as all the forms necessary to record the required information. These toolkits are FREE and something that the enforcement agencies will be hoping to see during compliance checks.

Please call the licensing team at Marlborough District Council to obtain your free copy.

PROMOTIONS FOR ON LICENSED PREMISES

The Sale and Supply of Alcohol Act 2012 creates offences and penalties for certain 'irresponsible' alcohol promotions.

The Don'ts

- You cannot have any promotion that encourages excessive consumption of alcohol - promotions such as a \$500 bar tab if a team scores the first goal are not acceptable.
- You cannot advertise or promote a discount on alcohol more than 25% (or free alcohol) where it can be seen or heard outside of the licensed premises. This includes posts on Facebook etc.
- It's illegal to offer a service or prize on condition that alcohol is purchased where it can be seen or heard outside of the licensed premises.

The Can Dos

- You can promote discounts more than 25% within the licensed premises.
- You can promote and advertise a loyalty programme that provides rewards or discounts as long as they are not primarily redeemed for alcohol.
- Promotions are a bit of a minefield so if you have anything in mind, you're welcome to call one of the licensing team to discuss.



PROOF OF AGE

Please ensure you have systems in place to prevent sales to minors and other unauthorised persons.

The only approved forms of ID are:

- New Zealand Drivers Licence
- New Zealand or overseas passport
- HNZ 18+ card

**Remember: If they look under 25 – No ID,
NO SALE, NO EXCEPTIONS**

AGENCY CONTACT DETAILS

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